

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

DIOGENES LIMITED and
COLOSSUS (IOM) LIMITED,

Plaintiffs,

v.

DRAFTKINGS, INC.,

Defendant.

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C.A. No. 21-1695 (MN) (CJB)

JOINT STIPULATION AND [PROPOSED] ORDER TO EXTEND DEADLINES

IT IS HEREBY STIPULATED AND AGREED by the parties, subject to the approval of the Court, that the following case deadlines in the Scheduling Order (D.I. 25) shall be extended as follows:

EVENT	CURRENT DATE	NEW DATE
Fact Discovery close (§8(b))	August 24, 2023	October 24, 2023
Final Infringement Contentions	September 21, 2023	October 31, 2023
Final Invalidity Contentions	October 5, 2023	November 6, 2023
Parties exchange supporting intrinsic evidence for claim terms		November 8, 2023
Meet and confer re: claim construction and claim terms for briefing	October 27, 2023	November 10, 2023
Joint Claim Construction Chart (§12)	November 2, 2023	November 15, 2023
Plaintiff Opening Markman Brief (§13)	November 20, 2023	November 29, 2023
Defendant Answering Markman Brief	December 15, 2023	December 22, 2023
Plaintiff Reply Markman Brief	January 12, 2024	January 19, 2024
Defendant Surreply Markman Brief	January 24, 2024	January 29, 2024

All other deadlines in the Scheduling Order remain unchanged, including the dates for the parties to file the Joint Claim Construction Brief (§ 13) and the Markman Hearing (§ 14).

The undersigned counsel hereby certify that they provided a copy of this stipulation to their clients in compliance with D. Del. LR 16.4(b).

DLA PIPER LLP (US).

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

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/s/ Rodger D. Smith II

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Attorneys for Plaintiffs

Attorneys for Defendant

July 26, 2023

SO ORDERED this ____ day of _____ 2023.

J.